



ఆంధ్రప్రదేశ్ రాజపత్రము

THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY

PART II EXTRAORDINARY

No.59

AMARAVATI, THURSDAY, APRIL 3, 2025

G.12

NOTIFICATIONS BY HEADS OF DEPARTMENTS, Etc.

--X--

COLLECTOR & DISTRICT MAGISTRATE
KRISHNA, MACHILIPATNAM

File No.:M4/09/2024.

Dated: 06-03-2025.

CASTE CERTIFICATES - KRISHNA DISTRICT - PEDANA MANDAL - ALLEGATION ON ISSUANCE OF SC CASTE CERTIFICATE OF Sri BODDU HARI BABU, S/o. EGATHALI, R/o. NANDIGAMA VILLAGE, PEDANA MANDAL, KRISHNA DISTRICT - DISTRICT LEVEL SCRUTINY COMMITTEE CONDUCTED ENQUIRY AND SUBMITTED ITS FINDINGS - CANCELLATION OF S.C. COMMUNITY CERTIFICATE ISSUED IN FAVOUR OF Sri BODDU HARI BABU, S/o. EGATHALI.

- Read:1. Complaint filed by Sri Boddu Chinnababu @ Sitaiah, S/o. Nageswara Rao, Nandigama Village, Pedana (M), Krishna District, dt:03.07.2024
2. This office Lr.No. vide Rc.M4/09/2024, dated: 19.07.2024 addressed to the Revenue Divisional Officer, Bandar and the Tahsildar, Pedana.
3. Lr.No. Rc.E.775/2024 dated: 10.09.2024 of the Revenue Divisional Officer, Bandar.
4. Report of the District Level Scrutiny Committee.

<><><><>

ORDER:

One Sri Boddu Chinna Babu @ Sitaiah, S/o Nageswara Rao, Nandigama Village, Pedana Mandal has filed a complaint petition against Sri Boddu Hari Babu that he has falsely claimed the Scheduled Caste (SC) category for the purpose of contesting for post of sarpanch in the election held on 17.02.2021 at Nandigama Gram Panchayat, Pedana Mandal, Krishna District.

Further, Sri Boddu Chinna Babu @ Sitaiah, S/o. Nageswara Rao has requested to take immediate action against Boddu Hari Babu for his fraudulent claims and ensure that appropriate punishment is meted out for his actions and to cancel his SC Caste Certificate based on Boddu Hari Babu own admission made before the Principal Junior Civil Judge cum Election Tribunal, Machilipatnam on oath.

In the reference 2nd read above, the complaint petition was referred to the Revenue Divisional Officer, Machilipatnam and the Tahsildar, Pedana Mandal with a request to cause discreet enquiry into the matter and submit a detailed enquiry report with specific remarks/recommendations on the all the contents of the petition along with corroborative evidence so as to facilitate conduct of a detailed enquiry by Ex-Officio Chairman of the District Level Scrutiny Committee and District, Joint Collector, Krishna.

In the reference 3rd read above, the Revenue Divisional Officer, Machilipatnam has submitted a report stating that the Tahsildar, Pedana had enquired in the matter stated that Sri Boddu Chinna babu @ Sitaiah, S/o. Nageswara Rao (Present Nandigama Gram Sarpanch) and Sri Boddu Hari Babu, S/o. Egathali, R/o. Nandigama Village were contesting candidates in the Nandigama Panchayat Elections in the year of 2021 which is reserved for Scheduled Caste candidate and also stated that Sri Boddu Haribabu, S/o. Egatali has produced a false caste certificate at the time of contesting for the said Sarpanch post.

Further, the Tahsildar, Pedana has stated that Boddu Hari Babu, S/o. Egathali is resident of Nandigama Village and he is participating activities of Tiru Hrudaya Temple (Church) and he is President of that church according to the stone slab found in the premises of said Church, he is acting as the elder (President) of the above said Church.

The Tahsildar, Pedana further reported that during the enquiry conducted by the Mandal Revenue Inspector, Pedana and Village Revenue Officer, Nandigama, the Sri Boddu Hari Babu, S/o Egathali got the SC-Mala Certificate bearing the Caste Certificate No. CGC012140521310, dated:05.02.2021, by hiding the facts that he is following the Christian customs and by giving false statement that he does not keep the pictures Jesus Christ at his house.

The Tahsildar, Pedana reported that the petitioner has enclosed a petition vide E.P.No.2/2021 of Prl. Junior Civil Judge cum Election Tribunal Machilipatnam, which contains the statement in the Cross Examination done before the Hon'ble Judge that Sri Boddu Haribabu, S/o. Egatali has given his statement stating that he was the President of Tiru Hrudaya Temple (Church) and conducting Christian prayers in the above Church and he had taken Baptism about 13 years ago and he is supervising all the activities of Tiru Hrudaya Temple (Church).

Finally, the Revenue Divisional Officer, Machilipatnam has reported that Sri Boddu Hari Babu, S/o. Egathali has participated actively as a community leader in Tiru Hrudaya Temple (Church). As per true copy of Court of Prl. Junior Civil Judge cum Election Tribunal, Machilipatnam, Boddu Hari Babu has said that Joji Reddy was their pastor, that he was baptized about 13 years ago, that he was supervising all the activities of Tiru Hrudaya Temple (Church). The RDO has recommended for cancellation the Hindu Mala Caste Certificate No. CGCO12140521310, 30.05.2021 obtained by Sri Boddu Hari Babu, S/o. Egathali based on false statement given to the Mandal Revenue Inspector, Pedana.

In the above scenario, the Revenue Divisional Officer, Machilipatnam has submitted that the allegation was made against S.C. Caste Certificate being obtained by the Sri Boddu Haribabu, S/o. Egatali, whereas the then Tahsildar, Pedana has issued S.C. Caste Certificate in favour of Sri Boddu Haribabu, S/o. Egatali. As there is controversy, the actual social status of Sri Boddu Haribabu, S/o. Egatali has to be decided by the District Level Scrutiny Committee headed by the District Joint Collector, Krishna.

As per G.O.Ms.No.58, Social Welfare (J) Department, dated: 12.05.1997, the Members of the Scrutiny Committee and Review Committee at District Level are as follows:

Sl.No	Name of the Officer	Designation
1	Joint Collector	Chairman
2	District Revenue Officer	Member (Convener)
3	Deputy Director (Social Welfare)/ Deputy Director (Tribal Welfare)/District Tribal Welfare Officer	Member
4	Deputy Director (Backward Classes Welfare)/ District Backward Classes Welfare Officer	Member
5	Officer of the Research Organization in the Commissionerate of Social Welfare/Tribal Welfare Nominated by the concerned Heads of the Department	Member
6	Officer representing in PCT/ Vigilance Cell in the District	Member

Act No.16 of 1993: Andhra Pradesh Acts, Ordinances & Regulations etc., Section 6.**Rule Position:** Andhra Pradesh Scheduled Castes, Scheduled Tribes and Backward Classes – Issue of Community, Nativity and Date of Birth Certificates Rules, 1997, Rule 9 governs regarding fraudulent claims.

Rule – 9 FRAUDULENT CLAIMS : says that (1) where the District Collector receives a written complaint from any person or has otherwise reason to believe that a person not belonging to a Scheduled Caste or Scheduled Tribe or Backward Class has obtained a false Community, Nativity and Date of Birth Certificate to the effect that either himself / herself or his /her children belong to such a Scheduled Caste / Scheduled Tribe / Backward Class, the District Collector shall refer the case to the Chairman, Scrutiny Committee i.e., Joint Collector of the District (formed under rule - 8) to enquire into such cases and send its findings to the District Collector.

BURDEN OF PROOF: Where an application is made to the competent authority under section 3 for the issue of a community certificate in respect of Scheduled Castes, Scheduled Tribes or Backward Classes or in any enquiry conducted by the Competent authority or the authority empowered to cancel the community certificate or the appellate authority under this Act or in any trial or offence under this Act, the burden of proving that he belongs to such caste, Tribe or Class shall be on the claimant.

As per the procedure laid down under Rule 9 of the Andhra Pradesh (Schedule Caste, Schedule Tribe and Backward Class) Regulation of issue of the community, Nativity and Date of Birth Certificates Act, 1997 of G.O.Ms.No.58, dated:12.05.1997, on receipt of complaint petition, the Collector & District Magistrate, Krishna Machilipatnam has referred the matter to the District Level Scrutiny Committee and directed to conduct enquiry into the Social Status of the individual i.e., Sri Boddu Hari Babu, S/o. Egathali, R/o. Nandigama Village of Pedana Mandal and report after due verification to take further action in the matter.

Accordingly, the Chairman, District Level Scrutiny committee/ Joint Collector, Krishna has issued a notice to the individual i.e., Sri Boddu Hari Babu, S/o. Egathali, resident of Nandigama Village, Pedana Mandal and it was served to him on 07.10.2024 duly informing him to attend the enquiry conducted by the District Level Scrutiny committee on 17.10.2024 at 10.30 A.M. at Joint Collector's Chamber, Collector's Office, Krishna, Machilipatnam without fail and furnish all the documentary evidence in support of his community claim on the said date failing which the Scrutiny Committee will finalize its recommendations based on the material/document/evidence made available to the Committee by the Competent Authority.

On 17.10.2024 enquiry was conducted. One Advocate by name Sri S.Balaji Rao has appeared along with the respondent i.e., Sri Boddu Hari Babu, S/o. Egathali and submitted Vakalath with a request to postponing hearing for submit documents/arguments and it was granted for one week time i.e., 24.10.2024 by the Chairman, District Level Scrutiny committee.

Further, the Chairman, District Level Scrutiny committee/ Joint Collector, Krishna has issued a notice to the respondent i.e., Sri Boddu Hari Babu, S/o. Egathali resident of Nandigama Village, Pedana Mandal and petitioner i.e., Sri Boddu Chinna Babu @ Sitaiah, S/o Nageswara Rao, Nandigama Village, Pedana Mandal. Notice was served on 22.10.2024 duly informing him to attend the enquiry conducted by the District Level Scrutiny committee on 24.10.2024 at 11.00 A.M. at Joint Collector's Chamber, Collector's Office, Krishna, Machilipatnam.

- On 24.10.2024 enquiry was conducted, the Chairman & Joint Collector, DLSC has questioned the petitioner Sri Boddu Chinnababu, S/o. Nageswara rao about the complaint.
- Then the petitioner has stated that Sri Boddu Hari Babu belongs to Christian and he is committed himself as Christian in the cross examination conducted before the Hon'ble Prl. Junior Civil Judge Court, Krishna, Machilipatnam on 21.07.2022 in Ele.OP.No.2/2021.

Further, during the enquiry, the respondent advocate has filed Vakalath and submitted the proofs that claimant family belongs to Hindu religion i.e., Marriage performance of the claimant brother's son, Donations to the Hindu temples in village by the Claimant father i.e., Boddu Egathali.

- The Chairman & Joint Collector, DLSC has questioned the Advocate as to whether any other evidences are available for caste claim as SC Hindu Mala.
- Then the claimant advocate requested for time to submit the proofs and it was granted for two weeks time i.e., 08.11.2024 by the Chairman, District Level Scrutiny committee as requested by the advocate.

The Chairman, District Level Scrutiny committee/ Joint Collector, Krishna has issued a notice to the respondent i.e., Sri Boddu Hari Babu, S/o. Egathali, resident of Nandigama Village, Pedana Mandal and petitioner i.e., Sri Boddu Chinna Babu @ Sitaiah, S/o. Nageswara Rao, Nandigama Village, Pedana Mandal it was served on 05.11.2024 duly informing him to attend the enquiry conducted by the District Level Scrutiny committee on 08.11.2024 at 10.30 A.M. at Joint Collector's Chamber, Collector's Office, Krishna, Machilipatnam.

- On 08.11.2024, enquiry was conducted, the respondent has submitted his written explanation before the Committee stating that he is Hindu by religion and preaching, practicing and believing Hinduism since from the time of his birth and the whole family of him are Hindus even his brother son marriage also performed according to Hindu rites and customs, for that respondent along with his wife got photos at the time of marriage.
- The father of respondent namely Egathali has donated Rs.1116/- for

construction of Nagendra Swamy temple in Nandigama village and that the plaque which was there in the temple wall, is got photographed, the same was filed and necessary to consider this material for time being, and will file full-fledged material.

- Again, his father donated Rs.1116/- for construction of Anjaneya Swamy temple, again his father donated Rs.1116/- for construction of Sri Rama temple.
- Further submitted that he and his family visit temple every day and having profess in Hinduism. His both brother's sons marriages were performed according to Hindu traditions and customs and his wife putting Tilakam on his face and that all of his family members are Hindus.
- Further, submitted that not only they profess Hinduism, they also promote Hinduism and they use to donate handful amount for construction of Hindu temples as such the whole family are Hindus, as such he was Hindu.
- Finally, he stated that due to misguidance he deposed in the court that he has taken Baptism, but infact he has not taken Baptism and submitted copy of photos which were attended in the temples and his brother son marriage and
- He submitted the following copy of community, nativity & date of Birth certificates:
 1. S.C. Caste Certificate issued in favour of Boddu Hari Babu, vide CGC11504480160, dated:02.04.2015
 2. S.C. Caste Certificate issued in favour of Boddu Hari Babu, vide CGC12140521310, dated:05.02.2021.
 3. S.C. Caste Certificate issued in favour of Boddu Egathali, vide RCGC241017004179, dated:17.10.2024.

The District Level Scrutiny committee reviewed the above-mentioned written statement, copy of photos, Copy of Caste certificates and copy of cross examination has been conducted before the Hon'ble Prl. Junior Civil Judge Court, Krishna, Machilipatnam on 21.07.2022 in Ele.OP.No.2/2021.

It is proved beyond doubt that Sri Boddu Hari Babu, S/o. Egathali, resident of Nandigama Village, Pedana Mandal, has obtained SC Mala Caste Certificate fraudulently from the Tahsildar, Pedana without giving proper facts of his caste.

After careful examination of the documentary evidence filed by the petitioner and written statement of the claimant, the District Level Scrutiny committee concluded that Sri Boddu Hari Babu, S/o. Egathali, resident of Nandigama Village, Pedana Mandal does not belong to Hindu Mala by caste which is recognized as Schedule Caste and he belongs to Scheduled Caste converted in to Christian Mala by caste which is recognized as Backward Class (BC.C) and the allegation of Sri Boddu Chinna Babu @ Sitaiah, S/o Nageswara Rao, Nandigama Village, Pedana Mandal, Krishna District are proved beyond any doubt.

In view of the above circumstances and in pursuance of the Orders of the District Collector, Krishna, the matter has been thoroughly examined by the District Level Scrutiny committee as per the sub-rule 5 & 6 of the rule 9 of the Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes)

Issue Of Community, Nativity And Date Of Birth Certificates Rules, 1997 of G.O.Ms.No.58, Social Welfare (J) Department, dated:12.05.1997 and came to conclusion that Sri Boddu Hari Babu, S/o. Egathali belongs to Christian Mala by Caste which comes under the category of B.C -C. Hence, the committee has resolved that S.C. Mala Caste Certificate issued by the then Tahsildar, Pedana vide No. CGCO12140521310, Dated. 05.02.2021 may be cancelled and Christian Mala Caste Certificate may be issued to Sri Boddu Hari Babu, S/o. Egathali is resident of Nandigama Village, Pedana Mandal and submitted its findings to the Collector & District Magistrate.

Consequently, the Collector & District Magistrate, Krishna has accorded a reasonable opportunity to Sri Boddu Hari Babu, S/o. Egathali, R/o. Nandigama Village of Pedana Mandal, Krishna District for producing evidence in support of his claim on 16.12.2024 and 06.01.2025. But Sri Boddu Hari Babu, S/o. Egathali failed to adduce any fresh evidence in support of his caste claim and also it is observed that in the true copy of cross examination before the Hon'ble Prl. Junior Civil Judge Court, Krishna, Machilipatnam which was submitted by the Revenue Divisional Officer, Machilipatnam, the claimant has committed his social status as Christian Mala.

In view of the above and in exercise of the power conferred under section 5(1) of the Andhra Pradesh (Scheduled Caste, Scheduled Tribe and Backward classes) Regulation of issue of Community , Nativity and Date of Birth Certificates Act, 16/93 read with Sub Rule 7 of Rule 9 of the Andhra Pradesh (Scheduled Caste, Scheduled Tribes and Backward Classes) Regulation of Issue of Community, Nativity and Date of Birth Certificates Rules, 1997 vide G.O Ms. No.58 dated.12.09.1997, I , D.K.Balaji, I.A.S., Collector & District Magistrate, Krishna hereby order do cancel the "SC-Mala" Scheduled Caste Certificate issued by the then Tahsildar, Pedana vide Mee seva certificate No. CGCO12140521310, Dated. 05.02.2021 in favour of Sri Boddu Hari Babu, S/o. Egathali with immediate effect declaring that the individual does not belong to "Mala" (SC) community.

BALAJI D K

*Collector & District Magistrate,
Krishna.*

Note:- An appeal shall lie to the to the principal secretary to Government(SW/J2)dept., under rule 10 of A.P. (Scheduled Caste , Scheduled Tribes and Backward Classes) Regulation of Issue of Community, Nativity and Date of Birth Certificates Rules, 1997 within 30 days of receipt of this order.